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9 Attorneys for Plaintiffs,  
10 Michael Christensen and Maria Eaton

11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **IN RE: BEXTRA AND**  
14 **CELEBREX MARKETING,**  
15 **SALES PRACTICES AND**  
16 **PRODUCTS LIABILITY**  
17 **LITIGATION**

Case No. M 05-CV-1699-CRB

MDL No. 1699

JUDGE BREYER

18 **This document relates to:**

19 **MICHAEL CHRISTENSEN and**  
20 **MARIA EATON**

21 **Individual Case No. C05-5443 CRB**

**STIPULATION AND ORDER OF  
DISMISSAL ONLY AS TO CASE  
NUMBER 05-6304 SJO,  
ORIGINALLY FILED IN THE  
CENTRAL DISTRICT OF  
CALIFORNIA**

22 **IT IS HEREBY STIPULATED AND AGREED** by and between counsel for  
23 Plaintiffs and counsel for Defendants that the Complaint of Plaintiffs, Michael  
24 Christensen and Maria Eaton, originally filed in the Central District of California,  
25 Case Number C 05-6304 SJO, and later transferred to the MDL No. 1699, *In Re:*  
26 *Bextra and Celebrex, Marketing, Sales Practices and Products Liability Litigation,*  
27 with the assigned individual case number C 05-5443 CRB, may be and is hereby  
28 dismissed without prejudice.

1 The parties hereby stipulate that should Plaintiffs ever re-file Plaintiffs' claim,  
2 Plaintiffs will only re-file in Federal Court.

3 The parties shall each bear their own costs.

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5 Dated: November 10, 2006

ROBINSON, CALCAGNIE & ROBINSON

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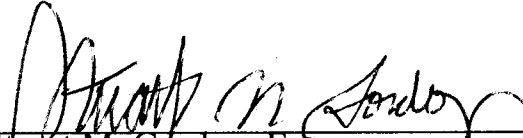
18 -AND-

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28  
Dated: November 15, 2006

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38 *Defendants' Liaison Counsel*

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: November 20, 2006

HONORABLE CHARLES R. BREYER

